

1 SHELLEY D. KROHN, Trustee  
E-mail: Shelley.TrusteeKrohn@7trustee.net  
2 228 South 4<sup>th</sup> Street, #300  
Las Vegas, Nevada 89101  
3 Telephone: (702) 421-2210  
Facsimile (702) 366-1939  
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5 UNITED STATES BANKRUPTCY COURT  
6 DISTRICT OF NEVADA

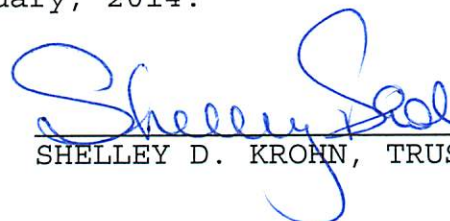
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8 In re: ) CASE NO. BK-S-13-19694-MKN  
9 ROBERT SALUDARES JR. ) CHAPTER 7  
10 Debtor. ) Date: March 6, 2014  
Time: 11:00 a.m.  
11 )

12 TRUSTEE'S OBJECTION TO DEBTOR'S EXEMPTION AND MOTION FOR TURNOVER

13 SHELLEY D. KROHN, Chapter 7 Trustee ("Trustee") in the  
14 above-styled Bankruptcy Case, hereby objects to the Debtor's exemption  
15 of the 2007 Ford pickup truck pursuant to Fed. R. Bankr. P. 4003.  
16 Additionally, the Trustee hereby demands turnover of either the 2007  
17 Ford Pickup truck ("Vehicle") or the value of the asset as listed on  
18 Schedule B, \$8,000.00. This motion is made and based upon the  
19 accompanying Memorandum of Points and Authorities, the Declaration in  
20 Support, and any oral argument this Court may permit.

21 DATED this 29<sup>th</sup> day of January, 2014.

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SHELLEY D. KROHN, TRUSTEE  
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1                                   **MEMORANDUM OF POINTS AND AUTHORITIES**

2                                   **I.**

3                                   **Statement of Facts**

4           1. On November 15, 2013, Debtor filed a Chapter 7 Bankruptcy  
5 Proceeding. See generally, Declaration of Shelley D. Krohn in Support.

6           2. Shelley D. Krohn was appointed to serve as Trustee. Id.

7           3. The §341 meeting of creditors was conducted on December 18,  
8 2013 and then continued to January 8, 2014 when the meeting was  
9 concluded. Id.

10          4. Debtor disclosed his ownership of the Vehicle and valued it  
11 at \$8,000.00. See Debtor's amended Schedule B, ECF #16, attached  
12 hereto as Exhibit "A".

13          5. The Debtor claimed the full value of the Vehicle to be exempt  
14 under NRS 21.090(1)(d) which states: "Professional libraries,  
15 equipment, supplies, and the tools, inventory, instruments and  
16 materials used to carry on the trade or business of the judgment  
17 Debtor..." See Debtor's amended Schedule C, ECF #16, attached hereto  
18 as Exhibit "B".

19          6. On Schedule I, the Debtor's occupation is listed as 'Driver'  
20 for Water Pros. See Debtor's Schedule I, ECF #1, attached hereto as  
21 Exhibit "C".

22          7. The deadline to object to exemptions is February 7, 2014  
23 pursuant to Fed. R. Bankr. P. 4003(b)(1).

24                                   **II.**

25                                   **Legal Argument**

26          A party in interest may object to the claim of an exemption up  
27 to 30 days after the conclusion of the meeting or creditors or within  
28 30 days after an amendment to the list is filed. See Fed. R. Bankr.

1 P. 4003(b)(1). The 30-day deadline to object to exemption is February  
2 7, 2014. Thus, the Trustee's objection is timely.

3 NRS 21.090(1)(d) states that a debtor may exempt "Professional  
4 libraries, equipment, supplies, and the tools, inventory, instruments  
5 and materials used to carry on the trade or business of the judgment  
6 Debtor...". Based on the Debtor's testimony at the 341 meeting held  
7 on December 18, 2013, the Debtor uses the Vehicle to get to and from  
8 job sites and carry tools he uses for his job. On Schedule I, the  
9 Debtor is listed as a driver for Water Pros. The Debtor testified at  
10 his 341 meeting on December 18, 2013 that he is a water truck driver.  
11 He is an employee of Water Pros and does not own his own business.  
12 Thus, there is no evidence that the Vehicle is used to "...carry on  
13 the trade or business..." of the Debtor. Schedule B reflects that the  
14 Debtor has several other vehicles which can be used to get to and from  
15 work. Additionally, the Debtor did not disclose on Schedule B any  
16 tools which he uses for his employment.

17 The Vehicle, which was valued at \$8,000.00 is not protected by  
18 the exemption claimed and therefore is property of the Estate and must  
19 be turned over to the Trustee. Pursuant to U.S.C. §521 (a)(3), if a  
20 trustee is serving, it is the duty of debtor to cooperate with the  
21 Trustee as necessary to enable the trustee to perform the trustee's  
22 duties under this title.

23 11 U.S.C. §541 (a)(1) defines property of the estate as "all  
24 legal or equitable interests of the debtor in property as of the  
25 commencement of the case". Clearly, the unexempt value of the Vehicle  
26 is included in the definition set forth in §541(a). Consequently, the  
27 Vehicle or the listed value of \$8,000.00 00 is an asset of the Estate  
28 and the Debtor must turnover said Vehicle or the value of the Vehicle

1 to the Trustee for administration.

2 III.

3 Conclusion

4 The Trustee respectfully requests that this Court enter an order  
5 disallowing the exemption of the Vehicle and require the Debtor to  
6 immediately turn over the Vehicle or the value of \$8,000.00 to the  
7 Trustee.

8 DATED this 29<sup>th</sup> day of January, 2014.

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12 SHELLEY D. KROHN, TRUSTEE  
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**EXHIBIT "A"**

Schedule B

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B6B (Official Form 6B) (12/07)

In re **ROBERT SALUDARES, Jr.**Case No. **13-19694**

Debtor

**SCHEDULE B - PERSONAL PROPERTY - AMENDED**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petitioner is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

**Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.**

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1. Cash on hand		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149	-	60.00
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Wells Fargo PO Box 6995 Portland, OR 97228-6995 Saving Account No. 2707356206 \$400) Checking Account No: 2707349672 \$200	-	600.00
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video, and computer equipment.		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 General household, red couch, red chairs, tv,	-	900.00
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 general clothes of everyday use, shoes	-	300.00
7. Furs and jewelry.		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 regular watch	-	20.00
8. Firearms and sports, photographic, and other hobby equipment.		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 One rifle	-	300.00
		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 One rifle and one pistol	-	100.00

Sub-Total > **2,280.00**  
(Total of this page)

3 continuation sheets attached to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re **ROBERT SALUDARES, Jr.**Case No. **13-19694**

Debtor

**SCHEDULE B - PERSONAL PROPERTY - AMENDED**

(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		<b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b> <b>LSW Insurance, no cash value</b>	-	<b>0.00</b>
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.		<b>Public Employees Retirement System of Nevada</b> <b>693 W. Nye Lane, Carson City, NV 89703</b>	-	<b>48,772.00</b>
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	X			
15. Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16. Accounts receivable.	X			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			

Sub-Total > **48,772.00**  
(Total of this page)

Sheet 1 of 3 continuation sheets attached  
to the Schedule of Personal Property



B6B (Official Form 6B) (12/07) - Cont.

In re **ROBERT SALUDARES, Jr.**Case No. **13-19694**

Debtor

**SCHEDULE B - PERSONAL PROPERTY - AMENDED**

(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		1.Ford Pickup truck 2007, mileage 49,000 (husband) KBB Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149	H	8,000.00
		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 Toyota Prius 2011	-	30,000.00
		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 White Suzuki Motorcycle 2011	-	8,000.00
		Motor cycle, Harley Davidson 2006 (husband) Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149	-	5,000.00
26. Boats, motors, and accessories.		Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 1979 boat, not working, stored	-	700.00
27. Aircraft and accessories.	X			

Sub-Total > **51,700.00**  
(Total of this page)

Sheet 2 of 3 continuation sheets attached  
to the Schedule of Personal Property



B6B (Official Form 6B) (12/07) - Cont.

In re **ROBERT SALUDARES, Jr.**Case No. **13-19694**

Debtor

**SCHEDULE B - PERSONAL PROPERTY - AMENDED**

(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
28. Office equipment, furnishings, and supplies.		<b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 LAPTOP DELL, PRINTER,</b>	-	<b>100.00</b>
29. Machinery, fixtures, equipment, and supplies used in business.	<b>X</b>			
30. Inventory.	<b>X</b>			
31. Animals.		<b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 Dogs, chihua, mastive breed</b>	-	<b>50.00</b>
32. Crops - growing or harvested. Give particulars.	<b>X</b>			
33. Farming equipment and implements.	<b>X</b>			
34. Farm supplies, chemicals, and feed.	<b>X</b>			
35. Other personal property of any kind not already listed. Itemize.		<b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 cooking, pans, pots</b>	-	<b>100.00</b>

Sub-Total > **250.00**  
(Total of this page)  
Total > **103,002.00**

Sheet **3** of **3** continuation sheets attached  
to the Schedule of Personal Property

(Report also on Summary of Schedules)

**EXHIBIT "B"**

Schedule C

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B6C (Official Form 6C) (4/13)

In re **ROBERT SALUDARES, Jr.**Case No. **13-19694**

Debtor

**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT - AMENDED**

Debtor claims the exemptions to which debtor is entitled under:

(Check one box)

☐ 11 U.S.C. §522(b)(2)☒ 11 U.S.C. §522(b)(3)☐ Check if debtor claims a homestead exemption that exceeds

\$155,675. (Amount subject to adjustment on 4/1/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
<b>Cash on Hand</b>			
Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149	Nev. Rev. Stat. § 21.090(1)(z)	60.00	60.00
<b>Checking, Savings, or Other Financial Accounts, Certificates of Deposit</b>			
Wells Fargo PO Box 6995 Portland, OR 97228-6995 Savings Account No. 2707356206 \$400 Checking Account No: 2707349672 \$200	Nev. Rev. Stat. § 21.090(1)(g)	600.00	600.00
<b>Household Goods and Furnishings</b>			
Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 General household, red couch, red chairs, tv,	Nev. Rev. Stat. § 21.090(1)(b)	900.00	900.00
<b>Wearing Apparel</b>			
Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 general clothes of everyday use, shoes	Nev. Rev. Stat. § 21.090(1)(b)	300.00	300.00
<b>Furs and Jewelry</b>			
Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 regular watch	Nev. Rev. Stat. § 21.090(1)(a)	20.00	20.00
<b>Firearms and Sports, Photographic and Other Hobby Equipment</b>			
Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 One rifle	Nev. Rev. Stat. § 21.090(1)(i)	300.00	300.00
Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 One rifle and one pistol	Nev. Rev. Stat. § 21.090(1)(z)	100.00	100.00
<b>Interests in Insurance Policies</b>			
Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149 LSW Insurance, no cash value	Nev. Rev. Stat. § 21.090(1)(k)	0.00	0.00
<b>Interests in IRA, ERISA, Keogh, or Other Pension or Profit Sharing Plans</b>			
Public Employees Retirement System of Nevada 693 W. Nye Lane, Carson City, NV 89703	Nev. Rev. Stat. § 286.670	48,772.00	48,772.00
<b>Automobiles, Trucks, Trailers, and Other Vehicles</b>			
1.Ford Pickup truck 2007, mileage 49,000 (husband) KBB Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149	Nev. Rev. Stat. § 21.090(1)(d)	8,000.00	8,000.00

B6C (Official Form 6C) (4/13) -- Cont.

In re **ROBERT SALUDARES, Jr.**Case No. **13-19694**

Debtor

**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT - AMENDED**

(Continuation Sheet)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
<b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b> <b>Toyota Prius 2011</b>	<b>Nev. Rev. Stat. § 21.090(1)(f)</b>	<b>0.00</b>	<b>30,000.00</b>
<b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b> <b>White Suzuki Motorcycle 2011</b>	<b>Nev. Rev. Stat. § 21.090(1)(f)</b>	<b>8,000.00</b>	<b>8,000.00</b>
<b>Motor cycle, Harley Davidson 2006 (husband)</b> <b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b>	<b>Nev. Rev. Stat. § 21.090(1)(f)</b>	<b>5,000.00</b>	<b>5,000.00</b>
<b><u>Boats, Motors and Accessories</u></b> <b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b> <b>1979 boat, not working, stored</b>	<b>Nev. Rev. Stat. § 21.090(1)(z)</b>	<b>700.00</b>	<b>700.00</b>
<b><u>Office Equipment, Furnishings and Supplies</u></b> <b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b> <b>LAPTOP DELL, PRINTER,</b>	<b>Nev. Rev. Stat. § 21.090(1)(d)</b>	<b>100.00</b>	<b>100.00</b>
<b><u>Animals</u></b> <b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b> <b>Dogs, chihuahua, mastive breed</b>	<b>Nev. Rev. Stat. § 21.090(1)(b)</b>	<b>50.00</b>	<b>50.00</b>
<b><u>Other Personal Property of Any Kind Not Already Listed</u></b> <b>Location: 8209 DEER SPRINGS WAY, Las Vegas NV 89149</b> <b>cooking, pans, pots</b>	<b>Nev. Rev. Stat. § 21.090(1)(b)</b>	<b>100.00</b>	<b>100.00</b>

Total:	<b>73,002.00</b>	<b>103,002.00</b>
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Sheet 1 of 1 continuation sheets attached to the Schedule of Property Claimed as Exempt

**EXHIBIT "C"**

Schedule I

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B6I (Official Form 6I) (12/07)

In re **ROBERT SALUDARES, Jr.**

Case No. \_\_\_\_\_

Debtor(s) \_\_\_\_\_

**SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)**

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:  <b>Married</b>	DEPENDENTS OF DEBTOR AND SPOUSE	
	RELATIONSHIP(S): <b>grandson son daughter</b>	AGE(S): <b>1 years 25 26</b>
Employment:	DEBTOR	SPOUSE
Occupation	<b>Driver</b>	<b>warehouse</b>
Name of Employer	<b>Water Pros</b>	<b>Nevco</b>
How long employed	<b>2 months</b>	<b>2 weeks</b>
Address of Employer	<b>6955 N Durango Dr, Las Vegas, NV 89149 Las Vegas, NV 89149</b>	<b>3640 SIRIUS AVE LAS VEGAS, NV 89102-831 Las Vegas, NV 89102</b>

INCOME: (Estimate of average or projected monthly income at time case filed)

1. Monthly gross wages, salary, and commissions (Prorate if not paid monthly)

2. Estimate monthly overtime

DEBTOR	SPOUSE
\$ <u>721.50</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

3. SUBTOTAL

\$ <u>721.50</u>	\$ <u>0.00</u>
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4. LESS PAYROLL DEDUCTIONS

a. Payroll taxes and social security

b. Insurance

c. Union dues

d. Other (Specify): **Federal Tax PERS**

\$ <u>325.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>1,083.33</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

5. SUBTOTAL OF PAYROLL DEDUCTIONS

\$ <u>1,408.33</u>	\$ <u>0.00</u>
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6. TOTAL NET MONTHLY TAKE HOME PAY

\$ <u>-686.83</u>	\$ <u>0.00</u>
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7. Regular income from operation of business or profession or farm (Attach detailed statement)

8. Income from real property

9. Interest and dividends

10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above

11. Social security or government assistance

(Specify): \_\_\_\_\_

\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>5,490.00</u>	\$ <u>0.00</u>

12. Pension or retirement income

13. Other monthly income

(Specify): \_\_\_\_\_

\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

14. SUBTOTAL OF LINES 7 THROUGH 13

\$ <u>5,490.00</u>	\$ <u>0.00</u>
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15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)

\$ <u>4,803.17</u>	\$ <u>0.00</u>
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16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)

\$ <u>4,803.17</u>	
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(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

**Just started working in construction field where work is very slow. Wife just got a job 2 weeks ago, had not received a paycheck**

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8 SHELLEY D. KROHN, Trustee  
E-mail: Shelley.TrusteeKrohn@7trustee.net  
9 228 South 4<sup>th</sup> Street, #300  
Las Vegas, Nevada 89101  
10 Telephone: (702) 421-2210  
Facsimile (702) 366-1939  
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12 UNITED STATES BANKRUPTCY COURT  
13 DISTRICT OF NEVADA

14 \*\*\*\*\*

15 In re: ) CASE NO. BK-S-13-19694-MKN  
16 ROBERT SALUDARES JR. ) CHAPTER 7  
17 Debtor. ) Date: March 6, 2014  
Time: 11:00 a.m.  
18

19 ORDER GRANTING TRUSTEE'S OBJECTION TO DEBTOR'S EXEMPTION  
20 AND MOTION FOR TURNOVER

21 Shelley D. Krohn, Trustee, filed an Objection to Debtor's  
22 Exemption and Motion for Turnover ("motion") in the above entitled  
23 case. The motion having come on regularly for hearing on the above  
24 date and time, before the United States Bankruptcy Court, District of  
25 Nevada, Shelley D. Krohn, Trustee, appearing, and no other parties  
26 having appeared. The Court having reviewed the motion, finding that  
27 service of the motion and notice was proper, no opposition having been  
28 filed, good cause appearing, therefore, it is hereby:



1       **ORDERED** that the Trustee's Objection to Debtor's Exemption and  
2 Motion for Turnover is granted. It is further

3       **ORDERED** that the exemption claimed by the Debtor under NRS  
4 21.090(1)(d) for the 2007 Ford Pickup truck is disallowed making the  
5 vehicle property of the Estate. It is further

6       **ORDERED** that the Debtor shall immediately turn over the 2007 Ford  
7 Pickup truck or the value of the asset, \$8,000.00, to the Trustee for  
8 administration.

9  
10 SUBMITTED BY:

11  
12 \_\_\_\_\_  
13 SHELLEY D. KROHN, TRUSTEE

14                                   **CERTIFICATION**

15 In accordance with LR 9021, counsel submitting this document certifies  
16 as follows (check one):

17 \_\_\_\_\_ The court has waived the requirement of approval under LR  
18 9021(b)(1).

19 \_\_\_\_\_ No party appeared at the hearing or filed an objection to the  
20 motion.

21 \_\_\_\_\_ I have delivered a copy of this proposed order to all counsel  
22 who appeared at the hearing, any unrepresented parties who  
23 appeared at the hearing, and each has approved or disapproved  
24 the order, or failed to respond, as indicated below [list each  
25 party and whether the party has approved, disapproved, or failed  
26 to respond to the document]:

27   X   I certify that this is a case under Chapter 7 or 13, that I have  
28 served a copy of this order with the motion pursuant to LR  
9014(g), and that no party has objected to the form or content  
of the order.

                                  # # #